IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MRS. JUSTICE T.MEENA KUMARI
AND
THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO. 28084 OF 2007

Dated : December 31, 2007

Between:

M/s. Gestetner (India) Limited,
Shantinagar, Hyderabad,
Rep. By its Operations Manager,
Sri G.N. Rao

Petitioner

AND

The Commercial Tax Officer,
Aghapura Circle, Hyderabad and others

Respondents

THE HON'BLE MRS. JUSTICE T.MEENA KUMARI
AND
THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO. 28084 OF 2007

ORAL ORDER: **(per THE HON'BLE MRS. JUSTICE T.MEENA KUMARI)**

Seeking a writ of Mandamus declaring the order dated 22.11.2007 made in TMP No.276/2007 in TA No.

751 of 2006 by the 3rd respondent herein, directing payment of 50% of the disputed tax as a condition precedent for grant of stay for the remaining amount and interdicting the Commercial Tax Department from recovering the disputed tax during pendency of the appeal, as illegal and arbitrary, the petitioner filed this writ petition.

When this writ petition is taken up for hearing, it is submitted by the learned counsel for the petitioner that similar matter has already been decided by this court in W.P. No. 27885 of 2007 and 28115 of 2007 on 28.12.2007, which is not disputed by the learned Special Standing Counsel for Commercial Taxes.

Following the same, this writ petition is also disposed of in terms of the order in WP No. 27885 of 2007 and 28115 of 2007 dated 28.12.2007. No order as to cost.

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T.MEENA KUMARI, J.

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G.ROHINI, J.

December 3, 2007
MAS